

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

IN RE SMERLING LITIGATION,

21 Civ. 2552 (JPC)

**DECLARATION OF JAMES S. FELTMAN  
WITH RESPECT TO THE RECEIVER'S QUARTERLY REPORT  
COVERING THE PERIOD OCTOBER 1, 2022 THROUGH DECEMBER 31, 2022**

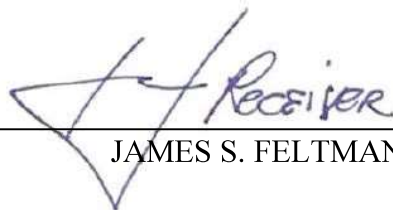
JAMES S. FELTMAN, pursuant to 28 U.S.C. § 1746, declares as follows:

1. I am the receiver (the "Receiver") appointed pursuant to that certain *Order Appointing Receiver*, dated May 14, 2021 (Case No. 1:21-cv-05766-JPC, ECF No. 28) (the "Receivership Order") and that certain *Order Granting Joint Motion to (I) Consolidate SVB Action and Citizens Bank Action Into a Single Action, (II) Appoint James Feltman as Receiver in Consolidated Action, and (III) Grant Unopposed Receivership Expansion Motion* (Case No. 1:21-cv-02552-JPC, ECF No. 98) (the "Receivership Consolidation/Expansion Order").

2. Pursuant to paragraph 12 of the Receivership Order, I attached hereto as **Exhibit "1"** the Receiver's quarterly report covering the period October 1, 2022 through December 31, 2022.

3. I declare under penalty of perjury that the foregoing is true and correct.

Executed on January 25<sup>th</sup>, 2023.

  
JAMES S. FELTMAN

# Exhibit 1

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**In re Smerling Litigation**

**United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

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**Attachments**

Attachment 1 – Copies of Statements for the City National Bank Receivership Accounts for the Periods Ended October 31, November 30, and December 31, 2022

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Summary of Activity in Receivership Accounts for the Quarter Ended December 31, 2022**

Balances as of September 30, 2022 <sup>[1]</sup>	\$ <u>4,474,934</u>
Additions:	
Proceeds from the sale of motor vehicles	\$ 65,000
Other investment proceeds	949,880
Miscellaneous refunds and other collections	<u>40,000</u>
<b>Total Additions</b>	<b>\$ <u>1,054,880</u></b>
Subtractions:	
Creditor distributions <sup>[2]</sup>	\$ 2,000,000
Repayment of loan under <i>Receiver's First Lien Certificate of Indebtedness</i> <sup>[2]</sup>	209,375
Professional fees	1,866,453
Miscellaneous disbursements	<u>22,189</u>
<b>Total Subtractions</b>	<b>\$ <u>4,098,017</u></b>
Net Additions (Subtractions)	\$ <u>(3,043,137)</u>
<b>Balances as of December 31, 2022</b>	<b>\$ <u>1,431,797</u></b>

<sup>1</sup> Opening balances include a loan from Citizens Bank, N.A. in the amount of \$200,000.00 bearing simple interest at a rate of 3% per annum under *Receiver's First Lien Certificate of Indebtedness* (the "Certificate") dated June 8, 2021. A total of \$209,374.76 was paid to Citizens Bank on December 30, 2022 satisfying the obligation under the Certificate. Refer to Page 3 for additional details.

<sup>2</sup> Pursuant to *Order Granting the Unopposed Motion Authorizing (I) a Second Interim Distribution to Citizens Bank, N.A. and Silicon Valley Bank, (II) the Payment to Citizens Bank, N.A. for the Amount Due by the Receivership Estate Under A Certificate, and (III) Related Relief* dated December 29, 2022.

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Monies Collected for the Quarter Ended December 31, 2022**

Item	Date	Amount	Payer/Source	Description
<b>Proceeds from the Sale of Motor Vehicles</b>				
1	11/7/22	\$ 6,500.00	Miami Automotive Retail Inc. (via Brickell Motors)	Wire transfer representing a deposit for the purchase of the following automobile previously owned by Canes Twelve LLC: <ul style="list-style-type: none"> <li>• 2020 Cadillac Escalade, 1GYS4KKJ6LR274988.</li> </ul>
2	11/15/22	58,500.00	Miami Automotive Retail Inc. (via Brickell Motors)	Wire transfer representing the remaining proceeds for the purchase of the aforementioned 2020 Cadillac Escalade.
<b>\$ 65,000.00 Subtotal, Proceeds from the Sale of Motor Vehicles</b>				
<b>Other Investments Proceeds</b>				
3	10/5/22	\$ 150,925.32	Market Central Private Assets LLC	Wire transfer representing proceeds from the partial liquidation of an interest in Space Exploration Technologies Corp ("SpaceX") acquired via subscription in Market Central Private Assets Series 60-B.
4	10/31/22	200,000.00	3N Outdoor Media Inc. (via Robert D Rubin)	Wire transfer representing a partial payment of a total of \$650,000.00, pursuant to <i>Settlement Agreement and Mutual Release</i> dated 8/26/22, for the return of preferred stock in 3N Outdoor Media Inc. acquired by Canes Twenty Three LLC.
5	11/21/22	450,000.00	3N Outdoor Media Inc.	Wire transfer representing the final payment for the return of preferred stock in 3N Outdoor Media Inc. acquired by Canes Twenty Three LLC.
6	12/21/22	148,954.68	Market Central Private Assets LLC	Wire transfer representing the remaining proceeds from the liquidation of the aforementioned interest in SpaceX.
<b>\$ 949,880.00 Subtotal, Other Investments Proceeds</b>				
<b>Miscellaneous Refunds and Other Collections</b>				
7	12/28/22	\$ 40,000.00	Paul's Maintenance Inc.	Wire transfer representing the refund of a deposit paid by Canes Fourteen LLC on 2/26/21 for planned house renovations at 11353 Manatee Terrace, Lake Worth, Florida 33449.
<b>\$ 40,000.00 Subtotal, Miscellaneous Refunds and Other Collections</b>				
<b>\$ 1,054,880.00 Total Monies Collected</b>				

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Expenditures for the Quarter Ended December 31, 2022**

Item	Date	Amount	Payment Method	Payee	Budget Category and Description
Creditor Distributions					
1	12/30/22	\$ 1,181,200.00	Wire Transfer	Silicon Valley Bank	<b>Creditor Distributions</b> – Interim distribution pursuant to <i>Order Granting the Unopposed Motion Authorizing (I) a Second Interim Distribution to Citizens Bank, N.A. and Silicon Valley Bank, (II) the Payment to Citizens Bank, N.A. for the Amount Due by the Receivership Estate Under A Certificate, and (III) Related Relief</i> dated 12/29/22 (the “12/29/22 Creditor Distribution and Loan Repayment Order”).
2	12/30/22	818,800.00	Wire Transfer	Citizens Bank, N.A.	<b>Creditor Distributions</b> – Interim distribution pursuant to the 12/29/22 Creditor Distribution and Loan Repayment Order. <sup>[3]</sup>
		\$ 2,000,000.00	Subtotal, Creditor Distributions		
Repayment of Loan Under <i>Receiver’s First Lien Certificate of Indebtedness</i>					
3	12/30/22	\$ 209,374.76	Wire Transfer	Citizens Bank, N.A.	<b>Loan Repayment</b> – Payment to Citizens Bank pursuant to the 12/29/22 Creditor Distribution and Loan Repayment Order. Amount represents repayment of \$200,000.00 of loan principal and payment of \$9,374.76 in interest under <i>Receiver’s First Lien Certificate of Indebtedness</i> (the “Certificate”) dated 6/8/21. <sup>[3]</sup>
		\$ 209,374.76	Subtotal, Repayment of Loan Under <i>Receiver’s First Lien Certificate of Indebtedness</i>		

<sup>3</sup> As reflected in the attached City National Bank account statements, the payment to Citizens Bank of the credit distribution and the loan repayment under the Certificate were made in a single payment on 12/30/22 in the amount of \$1,028,174.76.

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Expenditures for the Quarter Ended December 31, 2022 (continued)**

Item	Date	Amount	Payment Method	Payee	Budget Category and Description
<b>Professional Fees</b>					
4	11/2/22	\$ 375,546.13	Check Payment	Kroll Associates, Inc.	<b>Professional Fees</b> – Second Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 10/1/21 through 4/30/22. <sup>[4]</sup>
5	11/2/22	139,094.00	Check Payment	James S. Feltman, Receiver	<b>Professional Fees</b> – Second Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 10/1/21 through 4/30/22. <sup>[4][5]</sup>
6	12/5/22	652,083.41	Check Payment	Berger Singerman LLP	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
7	12/8/22	251,289.11	Wire Transfer	Faegre Drinker Biddle & Reath LLP	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
8	12/8/22	90,510.80	Wire Transfer	Pestalozzi Attorneys at Law Limited	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
9	12/8/22	9,935.00	Wire Transfer	LeeSalmonLong	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
10	12/8/22	7,693.37	Wire Transfer	Little & Matysik P.C.	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.

<sup>4</sup> The initial checks written on or around 7/8/22 to Kroll and the Receiver in connection with each's Second Interim Award were lost in transit and subsequently cancelled. Replacement checks were written on 9/28/22 and cashed on 11/2/22.

<sup>5</sup> The check written to the Receiver was mistakenly in the amount of \$139,094.00—\$2,000.00 greater than the \$137,094.00 awarded to the Receiver pursuant to *Order Granting Unopposed Second Interim Application for Allowance and Payment of Compensation and Reimbursement of Expenses for the Receiver and the Professionals Retained by the Receiver, for the Period of October 1, 2021 through April 30, 2022* dated 7/5/22. To correct for this accidental overpayment, the amount paid to Kroll Associates Inc. in connection with the Third Interim Award was reduced by \$2,000.00. Refer to Line 11 of the Expenditures statement on Page 5 of this report.

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Expenditures for the Quarter Ended December 31, 2022 (continued)**

<b>Item</b>	<b>Date</b>	<b>Amount</b>	<b>Payment Method</b>	<b>Payee</b>	<b>Budget Category and Description</b>
<b>Professional Fees (continued)</b>					
11	12/9/22	\$ 257,093.75	Check Payment	Kroll Associates, Inc.	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22. <sup>[6]</sup>
12	12/9/22	72,708.00	Check Payment	James S. Feltman, Receiver	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
13	12/13/22	10,499.50	Wire Transfer	Daniel, Brantley & Associates	<b>Professional Fees</b> – Third Interim Award for services rendered and reimbursements for actual and necessary expenses during the period of 5/1/22 through 10/31/22.
<b>\$ 1,866,453.07 Subtotal, Professional Fees</b>					

<sup>6</sup> To correct for the accidental overpayment in connection with the Second Interim Award noted in Footnote 5 above, the amount paid to Kroll with respect to the Third Interim Award was \$2,000.00 less than the \$259,093.75 awarded to it pursuant to *Order Granting Unopposed Third Interim Application for Allowance and Payment of Compensation and Reimbursement of Expenses for the Receiver and the Professionals Retained by the Receiver, for the Period of May 1, 2022 through October 31, 2022* dated 11/29/22.



**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Expenditures for the Quarter Ended December 31, 2022 (concluded)**

Item	Date	Amount	Payment Method	Payee	Budget Category and Description
<b>Miscellaneous Disbursements</b>					
14	10/11/22	\$ 22,075.98	Check Payment	Consilio LLC	<b>Information Technology Expense</b> – eDiscovery services for the 11-month period from 10/1/21 to 8/31/22.
15	10/17/22	3.79	Bank Deduction	City National Bank	<b>Not Budgeted</b> – Monthly service fee for account ending x2928.
16	10/28/22	12.00	Electronic Payment	Chubb	<b>Insurance Expense</b> – Automobile insurance premiums under Chubb Masterpiece Policy No. 14869911-01 for a 2020 Cadillac Escalade owned by Canes Twelve LLC.
17	11/15/22	3.24	Bank Deduction	City National Bank	<b>Not Budgeted</b> – Monthly service fee for account ending x2928.
18	12/8/22	45.00	Bank Deduction	Bank of America	<b>Not Budgeted</b> – Effectively, a fee for the first of two unsuccessful wire transfer attempts with respect to the payment of the amount awarded to Daniel, Brantley & Associates in connection with its Third Interim Award. <sup>[7]</sup>
19	12/13/22	45.00	Bank Deduction	Bank of America	<b>Not Budgeted</b> – Effectively, a fee for the second of two unsuccessful wire transfer attempts to Daniel, Brantley & Associates noted above. <sup>[8]</sup>
20	12/15/22	3.79	Bank Deduction	City National Bank	<b>Not Budgeted</b> – Monthly service fee for account ending x2928.
		<b>\$ 22,188.80</b>	<b>Subtotal, Miscellaneous Disbursements</b>		
		<b>\$ 4,098,016.63</b>	<b>Total Expenditures</b>		

<sup>7</sup> As reflected in the attached City National Bank account statements, \$10,499.50 paid to Daniel, Brantley & Associates on 12/8/22 (Wire Transfer No. 026009593000356) net of \$10,454.50 returned to the Receiver's bank account by Bank of America—the financial institution at which Daniel, Brantley & Associates' account is held—also on 12/8/22 (02600959313Ft01).

<sup>8</sup> As reflected in the attached City National Bank account statements, \$10,499.50 paid to Daniel, Brantley & Associates on 12/12/22 (Wire Transfer No. 026009593001086) net of \$10,454.50 returned to the Receiver's bank account by Bank of America on 12/13/22 (02600959306Ft01).

**In re Smerling Litigation****United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Check Disbursements for the Quarter Ended December 31, 2022**

<b>Check No.</b>	<b>Check Date</b>	<b>Payment Processing Date</b>	<b>Check Amount</b>	<b>Payee</b>	<b>Link to Expenditures Statement</b>
1013	9/28/22	11/2/22	\$ 375,546.13	Kroll Associates, Inc.	Expenditure #4
1014	9/28/22	11/2/22	139,094.00	James S. Feltman, Receiver	Expenditure #5
1015	Unknown	10/11/22	22,075.98	Consilio LLC	Expenditure #14
1016	12/4/22	12/9/22	257,093.75	Kroll Associates, Inc.	Expenditure #11
1017	12/4/22	12/5/22	652,083.41	Berger Singerman LLP	Expenditure #6
1018	12/4/22	12/9/22	72,708.00	James S. Feltman, Receiver	Expenditure #12
<b>\$ 1,518,601.27 Total Check Disbursements</b>					

**In re Smerling Litigation**

**United States District Court for the Southern District of New York, Case No. 1:21-cv-02552-JPC**

Report of Receiver for the Quarter Ended December 31, 2022

**Statements for Receivership Accounts**

Refer to the **Attachment 1** for statements for City National Bank Receivership accounts ending x2847 and x2928 for the periods ended October 31, November 30, and December 31, 2022.



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ELLIOT SMERLING RECEIVERSHIP  
CASE NO. 21-CV-80815 AMC  
JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453



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800-383-4413



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Lobby: Monday - Friday: 9:00am - 5:00pm

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and hours, please visit  
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NMLS 412469

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## Regular Commercial Checking

## Account Summary

Account:	XXXXXXX2847	Beginning Balance:	\$4,255,734.83
Last Statement:	September 30, 2022	Ending Balance:	\$4,584,572.17
This Statement:	October 31, 2022	Average Ledger Balance:	\$4,378,681.28
		Low Balance:	\$4,255,734.83

## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
09-30	Beginning balance			4,255,734.83
10-05	Wire Transfer Market Central Privat 10700737542Ft03	150,925.32		4,406,660.15
10-11	Check # 1015		22,075.98	4,384,584.17
10-28	Chubb-prs Ins.prem Prs		12.00	4,384,572.17
10-31	Wire Transfer Robert D Rubin + 12100024803Ft03	200,000.00		4,584,572.17
10-31	Ending totals	350,925.32	22,087.98	4,584,572.17

## Checks

Number	Date	Amount	Number	Date	Amount
1015	10-11	22,075.98			

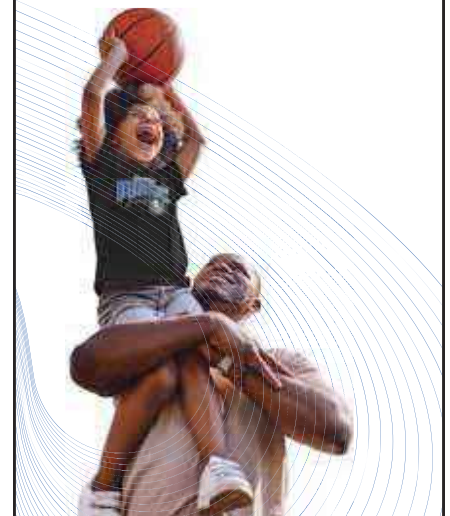
\* Skip In Check Sequence

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**Attachment 1, Page 2**

Check # 1015 Amount: \$22,075.98 Date: 10/11/2022

Check # 1015 Amount: \$22,075.98 Date: 10/11/2022

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ELLIOT SMERLING RECEIVERSHIP  
CASE NO 21-CV-80815 AMC  
JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453

P:5094 / T: / S:



## Regular Commercial Checking

## Account Summary

Account:	XXXXXXX2847	Beginning Balance:	\$4,584,572.17
Last Statement:	October 31, 2022	Ending Balance:	\$4,584,932.04
This Statement:	November 30, 2022	Average Ledger Balance:	\$4,273,486.71
		Low Balance:	\$4,069,932.04

## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
10-31	Beginning balance			4,584,572.17
11-02	Check # 1014		139,094.00	4,445,478.17
11-02	Check # 1013		375,546.13	4,069,932.04
11-07	Deposit	6,500.00		4,076,432.04
11-15	Deposit	58,500.00		4,134,932.04
11-21	Wire Transfer 3N Outdoor Media, Llc 02100002125Ft03	450,000.00		4,584,932.04
11-30	Ending totals	515,000.00	514,640.13	4,584,932.04

## Checks

Number	Date	Amount	Number	Date	Amount
1013	11-02	375,546.13	1014	11-02	139,094.00

\* Skip In Check Sequence

Continued on the next page

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- Best Community Bank
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- Best Foreign National Mortgage Lenders



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Amount: \$6,500.00 Date: 11/07/2022

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Amount: \$58,500.00 Date: 11/15/2022

DEPOSIT TICKET CHECKING / MONEY MARKET ACCOUNT

[illegible]

Amount: \$58,500.00 Date: 11/15/2022

#798606777 2022-11-15

000 0655E 1504HRG 400  
ZNR [REDACTED] 1406000  
# 201 2475 G #411 0001 040E  
15L E21C ZCZC//SI+11

>O65004867<  
OMR-Reinkell  
2022-11-15  
0105060717  
Bschz 180639932

Check # 1013 Amount: \$375,546.13 Date: 11/02/2022

**ELLIOT SMERLING RECEIPTSHIP**  
CASE NO. 21-CV-80815 AMC  
**JAMES S. FELTMAN**  
1400 BRICKELL AVE STE 1900  
MIAMI, FL 33131

DATE: Sep 28, 2022

PAY TO THE ORDER OF HOLL LLC

Three hundred thirty five thousand four hundred \$ 375,462.00  
and no/100ths DOLLARS

City National Bank  
CITY NATIONAL GROUP

FOR Replace #1011 CO#01E198 J. Flarevic

#001013# C066004367# [REDACTED] 2887\*

Check # 1013 Amount: \$375,546.13 Date: 11/02/2022

[illegible]

Check # 1014 Amount: \$139,094.00 Date: 11/02/2022

ELLIOT SMERLING RECEIPTSHIP  
CASE NO. 21-CV-80815 AMC  
JAMES S. FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI, FL 33131

DATE SEP 28, 2002

1014  
13-03-002  
ACCT. NO.

PAY TO THE ORDER OF JAMES S. FELTMAN, Receiver \$ 139,000.00  
— hundred thirty nine thousand and no/100 — DOLLARS

City National Bank  
Bci Financial Group

FOR Dep't 1012/CO of US FB J. J. Lucca

\*001014\* \*066004367\* [REDACTED] 2847\*

Check # 1014 Amount: \$139,094.00 Date: 11/02/2022

[illegible]





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ELLIOT SMERLING RECEIVERSHIP  
CASE NO 21-CV-80815 AMC  
JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453



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and hours, please visit  
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NMLS 412469

Member  
**FDIC**



## Regular Commercial Checking

## Account Summary

Account:	XXXXXXX2847	Beginning Balance:	\$4,584,932.04
Last Statement:	November 30, 2022	Ending Balance:	\$1,212,609.02
This Statement:	December 30, 2022	Average Ledger Balance:	\$3,475,671.33
		Low Balance:	\$1,212,609.02

## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
11-30	Beginning balance			4,584,932.04
12-05	Check # 1017		652,083.41	3,932,848.63
12-08	Wire Transfer Bank Of America 02600959313Ft01	10,454.50		3,943,303.13
12-08	Wire Transfer Little And Matysik Pc 026005092000209		7,693.37	3,935,609.76
12-08	Wire Transfer Lee Salmon Long 026005092000172		9,935.00	3,925,674.76
12-08	Wire Transfer Daniel Brantley And A 026009593000356		10,499.50	3,915,175.26
12-08	Wire Transfer Pestalozzi Attorneys 026005092000225		90,510.80	3,824,664.46
12-08	Wire Transfer Faegre Drinker Biddle 026005092000202		251,289.11	3,573,375.35
12-09	Check # 1018		72,708.00	3,500,667.35
12-09	Check # 1016		257,093.75	3,243,573.60
12-12	Wire Transfer Daniel Brantley And A 026009593001086		10,499.50	3,233,074.10
12-13	Wire Transfer Bank Of America 02600959306Ft01	10,454.50		3,243,528.60

Continued on the next page

## SEND PERSONAL FUNDS QUICKLY AND SECURELY

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Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
12-13	Wire Transfer Daniel Brantley And A 026005092001132		10,499.50	3,233,029.10
12-21	Wire Transfer Market Central Privat 10700737505Ft01	148,954.68		3,381,983.78
12-28	Wire Transfer Pauls Maintenance, In 02100002101Ft01	40,000.00		3,421,983.78
12-30	Wire Transfer Comm Loan Accounting 011500120000741		1,028,174.76	2,393,809.02
12-30	Wire Transfer Silicon Valley Bank 121140399000727		1,181,200.00	1,212,609.02
12-30	Ending totals	209,863.68	3,582,186.70	1,212,609.02

## Checks

Number	Date	Amount	Number	Date	Amount
1016	12-09	257,093.75	1018	12-09	72,708.00
1017	12-05	652,083.41			

\* Skip In Check Sequence

Check # 1016 Amount: \$257,093.75 Date: 12/09/2022

ELLIOT SMERLING RECEIPTSHIP  
CASE NO. 21-CV-80815 AMC  
JAMES S. FELTMAN  
1450 BRICKELL AVE STE 1000  
MIAMI, FL 33131

DATE DEC 04, 2002

1016  
\$24,900.00  
@CROSS.COM

PAY TO THE ORDER OF - KAVEL, LLC - \$ 257,073.75

- Two hundred fifty seven thousand three and 75/100 DOLLARS

City National Bank  
A City National Financial Group

FOR 3rd Defendant, Fee Payer H. Receiver

⑈001016⑈ ⑆066004357⑆ 2647⑈

[illegible]

Check # 1017 Amount: \$652,083.41 Date: 12/05/2022

ELLIOT SMERLING RECEIVERSHIP  
 CASE NO. 21-CV-80815 AMC  
 JAMES S. FELTMAN  
 1450 BRICKELL AVE STE 1900  
 MIAMI, FL 33131

1017  
 3743630  
 DATE *Jan 04, 2002*

PAY TO THE ORDER OF *— Bayside Super LLC —* \$ *652,003.42*  
*Six hundred fifty two thousand eighty three and 42/100*  
 & City National Bank  
 (BAY FINANCIAL GROUP)

FOR *3rd Dividend fee app.* *L. J. Fournier*

\*001017\* 00660043670 2649\*

Check # 1017 Amount: \$652,083.41 Date: 12/05/2022

Check # 1018 Amount: \$72,708.00 Date: 12/09/2022

ELLIOT SMERLING RECEIVERSHIP  
CASE NO. 21-CV-80815 AMC  
JAMES S. FELTMAN  
1450 BRUCKLEY AVE STE 1000  
MIAMI, FL 33131

DATE 12-04-2022

1018  
\$3,000.00  
GIVE AMOUNT

PAY TO THE ORDER OF JAMES S. FELTMAN RECEIVER \$ 72,700.00

Seventy two thousand seven hundred and eighty four DOLLARS

City National Bank  
A DIVISION OF CITICORP

FOR 3rd Interim fee, appx H. Receiver

⑈00 10 18⑈ ⑆066004357⑆ 2847⑈

[illegible]



## CLIENT SERVICES



Online

citynationalprivate.com



CityTel

1-800-762-CITY (2489)



Your Banking Center

City National Private Law Grp  
1450 Brickell Ave., Suite 100  
Miami, FL 33131



Telephone

305-447-1899  
800-383-4413



Your Banking Center Hours

Lobby: Monday - Friday: 9:00am - 5:00pm



JES GLOBAL CAPITAL II LLC RECEIVERSHIP  
CASE NO. 21-CV-80815 AMC  
JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453



P:5115 / T: / S:

For additional locations  
and hours, please visit  
citynational.com

NMLS 412469



## Regular Commercial Checking

## Account Summary

Account:	XXXXXXXX2928	Beginning Balance:	\$219,199.06
Last Statement:	September 30, 2022	Ending Balance:	\$219,195.27
This Statement:	October 31, 2022	Average Ledger Balance:	\$219,197.22
		Low Balance:	\$219,195.27

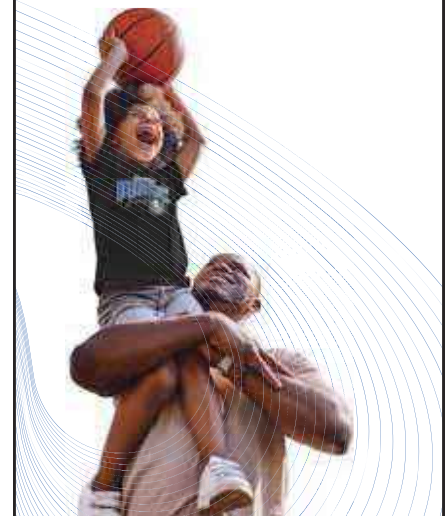
## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
09-30	Beginning balance			219,199.06
10-17	Monthly Service Fee		3.79	219,195.27
10-31	Ending totals	0.00	3.79	219,195.27

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JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453

P:5096 / T: / S:



## Regular Commercial Checking

## Account Summary

Account:	XXXXXXXX2928	Beginning Balance:	\$219,195.27
Last Statement:	October 31, 2022	Ending Balance:	\$219,192.03
This Statement:	November 30, 2022	Average Ledger Balance:	\$219,193.54
		Low Balance:	\$219,192.03

## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
10-31	Beginning balance			219,195.27
11-15	Monthly Service Fee		3.24	219,192.03
11-30	Ending totals	0.00	3.24	219,192.03

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NMLS 412469

Member  
**FDIC**



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member for having placed at the top  
of each category for eleven years.

- Best Private Bank
- Best Business Bank
- Best Bank for Commercial Real Estate Lending
- Best Community Bank
- Best Bank for Jumbo Loans
- Best Foreign National Mortgage Lenders



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HAPPY

*Holidays*

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We look forward to a new year together.



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CASE NO 21-CV-80815 AMC  
JAMES S FELTMAN  
1450 BRICKELL AVE STE 1900  
MIAMI FL 33131-3453

P:5076 / T: / S:



## Regular Commercial Checking

## Account Summary

Account:	XXXXXXX2928	Beginning Balance:	\$219,192.03
Last Statement:	November 30, 2022	Ending Balance:	\$219,188.24
This Statement:	December 30, 2022	Average Ledger Balance:	\$219,190.00
		Low Balance:	\$219,188.24

## Daily Activity

Date	Description	Deposits/ Additions	Withdrawals/ Subtractions	Balance
11-30	Beginning balance			219,192.03
12-15	Monthly Service Fee		3.79	219,188.24
12-30	Ending totals	0.00	3.79	219,188.24

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